

A-Engrossed
House Bill 2068

Ordered by the House March 8
Including House Amendments dated March 8

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for State Department of Fish and Wildlife)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Increases percentage of nonresident tags issued for hunting of black bear[,] **and** cougar [*and antelope*] within particular area that may be issued by drawing.

A BILL FOR AN ACT

1
2 Relating to nonresident hunting tags; amending ORS 497.112.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 497.112 is amended to read:

5 497.112. (1) The State Fish and Wildlife Commission [*is authorized to*] **may** issue, upon applica-
6 tion, to persons desiring to hunt wildlife the following general tags and shall charge the applicable
7 fees under the fee schedule in ORS 497.061:

8 (a) Resident annual elk tag to hunt elk.

9 (b) Nonresident annual elk tag to hunt elk.

10 (c) Special annual elk tag for holders of pioneer combination licenses or disabled veteran hunt-
11 ing licenses to hunt elk.

12 (d) Resident annual deer tag to hunt deer.

13 (e) Nonresident annual deer tag to hunt deer.

14 (f) Resident annual black bear tag to hunt black bear.

15 (g) Nonresident annual black bear tag to hunt black bear.

16 (h) Resident annual mountain sheep tag to hunt mountain sheep.

17 (i) Nonresident annual mountain sheep tag to hunt mountain sheep.

18 (j) Resident annual mountain goat tag to hunt mountain goat.

19 (k) Nonresident annual mountain goat tag to hunt mountain goat.

20 (L) Resident annual cougar tag to hunt cougar.

21 (m) Nonresident annual cougar tag to hunt cougar.

22 (n) Resident annual antelope tag to hunt antelope.

23 (o) Nonresident annual antelope tag to hunt antelope.

24 (p) Resident annual turkey tag to hunt turkey.

25 (q) Resident annual youth turkey tag to hunt turkey.

26 (r) Nonresident annual youth turkey tag to hunt turkey.

27 (s) Nonresident annual turkey tag to hunt turkey.

28 (t) Outfitter and guide annual deer tag for a nonresident to hunt deer.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (u) Outfitter and guide annual elk tag for a nonresident to hunt elk.

2 (2)(a) Notwithstanding ORS 496.146 (10), the commission [*is authorized to*] **may** issue each year
3 one special tag that is auctioned to the highest bidder in a manner prescribed by the commission
4 for each of the following:

5 (A) Mountain sheep;

6 (B) Antelope; and

7 (C) Mountain goat.

8 (b) In addition to the tags referred to in paragraph (a) of this subsection, the commission [*is*
9 *authorized to*] **may** issue each year one special tag that is raffled in a manner prescribed by the
10 commission for each of the following:

11 (A) Mountain sheep;

12 (B) Antelope; and

13 (C) Mountain goat.

14 (c) Moneys received under this subsection for:

15 (A) Mountain sheep tags shall be placed in the Mountain Sheep Subaccount established in ORS
16 496.303;

17 (B) Antelope tags shall be placed in the Antelope Subaccount established in ORS 496.303; and

18 (C) Mountain goat tags shall be placed in the Mountain Goat Subaccount established in ORS
19 496.303.

20 (d) Notwithstanding ORS 496.146 (10), the commission, upon the recommendation of the Access
21 and Habitat Board to fulfill the board's charge of providing incentives to increase public access and
22 habitat improvements to private land, [*is authorized to*] **may** issue each year up to 10 elk and 10
23 deer tags to hunt deer or elk. The tags shall be auctioned or raffled to the highest bidder in a
24 manner prescribed by the commission. The Access and Habitat Board, in recommending any tags,
25 shall include a proposal as to the land on which each tag can be used and a percentage of funds
26 received from the tags that may revert to the landowner if the tag is limited to private land. How-
27 ever, the percentage [*cannot*] **may not** be more than 50 percent and the programs must, by written
28 agreement, provide for public access and habitat improvements.

29 (3) The tags referred to in subsection (1) of this section are in addition to and not in lieu of the
30 hunting licenses required by law.

31 (4) The commission may, at the time of issue only, indorse upon the tags referred to in sub-
32 section (1) of this section an appropriate designation indicating whether it is for a game animal to
33 be taken with bow and arrow or with firearms, at the choice of the applicant. The commission may
34 prescribe by rule that the holder of such a tag [*is not authorized to*] **may not** take the game animal
35 by any other means than the tag so indorsed.

36 (5) Except as provided in subsection (6) of this section, a person is not eligible to obtain, in a
37 lifetime, more than one controlled hunt tag issued by the commission to hunt mountain sheep and
38 one controlled hunt tag issued by the commission to hunt mountain goat.

39 (6) A person is eligible to obtain mountain sheep tags, antelope tags or mountain goat tags de-
40 scribed in subsection (2)(a) and (b) of this section, regardless of whether the person has previously
41 taken a mountain sheep, antelope or mountain goat or previously obtained a mountain sheep tag,
42 antelope tag or mountain goat tag issued pursuant to subsection (1) or (2)(a) or (b) of this section.

43 (7) The number of nonresident mountain goat tags and nonresident mountain sheep tags shall
44 be decided by the commission, but:

45 (a) The number of nonresident mountain goat tags may not be less than five percent nor more

1 than 10 percent of all mountain goat tags issued.

2 (b) The number of nonresident mountain sheep tags may not be less than five percent nor more
3 than 10 percent of all mountain sheep tags issued.

4 (8) The number of tags issued by drawing under subsection [(1)(g), (m) and (o)] **(1)(o)** of this
5 section shall be decided by the commission, but for each class of tag so issued, the number may not
6 be more than three percent of all tags of that class issued for hunting in a particular area except
7 one nonresident tag may be issued for each hunt when the number of authorized tags is less than
8 35.

9 (9) The **commission shall decide the number of tags in each class described under sub-**
10 **section (1)(b), (e), (g) and (m) of this section to be** issued by drawing [*under subsection (1)(b) and*
11 *(e) of this section shall be decided by the commission, but for each class of tag so issued, the*
12 *number*]. **However, the number of tags issued by drawing in each class** may not be more than
13 five percent of all tags of that class issued for hunting in a particular area except one nonresident
14 tag may be issued for each hunt when the number of authorized tags is fewer than 35. The com-
15 mission shall set the percentage by rule each year after holding a public hearing.

16 (10) If a controlled hunt for game mammals is undersubscribed during the primary controlled
17 hunt drawing, the commission may issue the unallocated tags to licensed hunters at up to four times
18 the standard tag fee on a first-come, first-served basis. This controlled hunt tag program shall be in
19 addition to and not replace any existing controlled hunt tag program.

20 (11) The commission by rule may authorize the issuance of free tags to hunt antelope, deer and
21 elk to provide an incentive to increase compliance with hunting reporting requirements.

22 (12) The commission shall implement a program to encourage persons to report violations of the
23 wildlife laws. The program shall include, but need not be limited to, provisions for offering a person
24 either preference points in a scaled system determined by the commission, or a cash reward, for
25 information leading to citations or arrest for unlawful take, possession or waste of antelope, bear,
26 cougar, deer, elk, moose, mountain goat, mountain sheep or wolf.

27